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OFFICE OF PETITIONS

ON PETITION

In re Application of :
Robert John D'Amato, et al. :
Application No. 10/617,150 :
Filed: July 10, 2003 :
Attorney Docket No. 05213-0924 (43170-287649) :

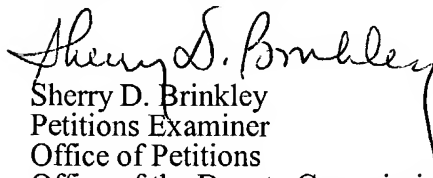
This is a decision on the petition under 37 CFR 1.313, filed August 2, 2004, requesting that the above-identified application be withdrawn from issue.

The petition is dismissed as moot.

Petitioner requested that the application be withdrawn from issue to permit consideration of an information disclosure statement filed in a request for continued examination (RCE). Since the RCE was filed within the period set for paying the issue fee, as required by the Notice of Allowance and Issue Fee Due mailed July 17, 2004, prosecution is reopened in the present application. Accordingly, no petition under 37 CFR 1.313 is necessary.

The application is being referred to Technology Center AU 1621 for further processing of the RCE under 37 CFR 1.114.

Telephone inquiries should be directed to the undersigned at (703) 305-9220.


Sherry D. Brinkley
Petitions Examiner
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for Patent Examination Policy